

REMARKS/ARGUMENTS

Claims 1-12, 15, 18-23, 28-36, 40-47, 50-51, and 54-73 have been cancelled. Claims 14, 17, 37-39 have been amended. New claim 74 has been added. No new matter has been added by the present claim amendments or claim additions. Accordingly, claims 13-14, 16-17, 24-27, 37-39, 48-49, 52-53 and 74 are pending in the present application.

The applicant would like to thank Examiner Baum and Supervisor Bui for the courtesies extended during an interview held on July 18, 2003. During this interview claims 13-17, 24-29, 32-41, 45, 48-49, 52-53, 67, 71-73 and new claim 74 were discussed. The use of the term "high stringency conditions" was discussed and it was decided that the claims would be amended to include information from the specification about the stringency conditions. Canceling the method claims and pursuing them in a related application was discussed. It was decided that the Applicant would file an RCE to pursue the antisense sequence and the eIF-5A sequence claims. No prior art was discussed. No exhibits were shown.

Claim Rejections under 35 U.S.C. §112, second paragraph (indefiniteness)

Claims 12-17, 24-29, 32-42, 45-46, 48-53, 55-56, 58, and 66-70 have been rejected under 35 U.S.C. §112, first paragraph.

The Examiner has rejected various claims for the use of the term "low stringency conditions." The claim has been amended to recite "high stringency conditions," which chemical conditions have been defined in the specification at

page 27, lines 23-27. Further, applicants respectfully assert that one skilled in the art would understand what is meant by "high stringency conditions." Further, the claims have been amended to recite the hybridization conditions.

Applicant respectfully submits that the claim cancellations and amendments have rendered this ground of rejection, as well as the other indefiniteness rejections moot. Accordingly, applicants respectfully request withdrawal of this ground of rejection.

Claim Rejections under 35 U.S.C. §112, first paragraph (enablement)

Claims 13-17, 24-29, 32-41, 45, 48-49, 52-53, 55-56, 67 and 71-73 have been rejected under 35 U.S.C. §112, first paragraph. The claims have been amended or canceled and accordingly, have rendered this ground of rejection moot. Accordingly, applicants respectfully request withdrawal of this ground of rejection.

Claim Rejections under 35 U.S.C. §112, first paragraph (written description)

Claims 13-17, 24-29, 32-41, 45, 48-49, 52-53, 55-56, 67 and 71-73 have been rejected under 35 U.S.C. §112, first paragraph. The claims have been amended or canceled and accordingly, have rendered this ground of rejection moot. Accordingly, applicants respectfully request withdrawal of this ground of rejection.

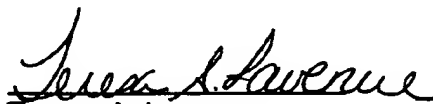
CONCLUSION

Applicants submit that the claims are now in condition for allowance and earnestly request such action.

The Commissioner is authorized to charge any fees relevant to this filing to Deposit Acct No. 11-0600. The Examiner is invited to contact the undersigned at 202/220-4258 to discuss any matter in this application.

Respectfully submitted,
KENYON & KENYON

Date: 7/15/03


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